

**Liber M M** horse at M<sup>r</sup> Ascombs in the month of December 1670 the said horse was conveyed away thence out of the Knowledge of the said John Balley untill that about the month of July 1671 the said horse was found and Knowne to be in the possession of John Russell who was runing races with him at the Clifts in Calvert County aforesaid and had given him the name of Prince Morris and although the said John Russell did Know the horse to be the proper horse of the said John Balley and unto him to belong Neverthelesse the said John Russell deviseing and fraudulently intending the said John Balley did refuse to restore the said horse although he the said John Russell was upon the first day of September 1671 and divers times since thereunto required but did at that time and ever since convert and dispose of the said horse to his Owne proper use whereby the said Balley is dampnified and hath losse to the value of six thousand pounds of tobacco and thereupon he brings his Suite

And the Said John Russell by George Parker his Attorney doth Come and defend the force and injury when &c and saith he is not guilty of the trover and conversion in manner and forme as the p<sup>t</sup> above in his declaration hath declared and of this he putts himselfe upon the Country and the said John Balley likewise therefore Comānd is given to the Sheriff of S<sup>t</sup> Maries County that he cause to come here twelve &c by whom &c because aswell &c to recognize &c.

p. 212 At which day to witt the fourteenth day of May in the 42<sup>th</sup> yeare of the Dominion of Caecilius &c Came as well the said John Balley by Robert Rigdely his Attorney as the said John Russell by George Parker his Attorney and the jurors of that jury likewise came to witt William Claw, George Charlsworth, Joseph Hackney John Smalpeece Richard Whitty Henry Rider, Richard Ridgell, John Rawlins Thomas Baile Abraham Rhodes William Baker and John Cheyney who to Say the truth in the premisses being Summoned impannelled and sworne Upon their Oathes due say they find for the plaintiff two thousand five hundred pounds of tobacco with costs of Suite

Therefore it is Considered by the Court here that the said John Balley recover against the said John Russell the Summe of two thousand five hundred pounds of tobacco and also the Summe of One thousand seven hundred ninety five pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Richard Covell & Thomas Groves	}	Henry Mitchell late of Calvert
ag <sup>t</sup>		County otherwise called Henry
Henry Mitchell		Mitchell of Calvert County in the Province of Maryland Gent was Sumōned to answer unto Rich- ard Covell and Thomas Groves of a plea that he render unto them nine thousand One hun-